MINUTES

OF THE

NORTH CAROLINA ALARM SYSTEMS LICENSING BOARD

DATE: May 13, 2010

TIME: 9:00 a.m.

PLACE: Hampton Inn

Raleigh, North Carolina

SUBMITTED BY: Terry Wright

Director

MEMBERS PRESENT: MEMBERS ABSENT:

Brad Smith Courtney Brown

Doc Hoggard Mack Donaldson Larry McClellan Johnny Phillips Richard Lee

STAFF PRESENT:

Deputy Director Anthony Bonapart Board Secretary Nan Williams Investigator Phillip Stephenson Attorney Charles McDarris

VISITORS

Larry McClellan Jay Trueblood Ricky Stephenson **Brad Smith** Stan Ferrell Dan Comfort Robin Tharrington Chris Gordon Eddie Griffin Dawn McQuade Joe Kenney John McDonald Max Shuler Tom Baularge Allen Antiquina Allan Cave

Charles K. Hatcher Linwood Shesdan Matthew Batts Robin Sawyer Chuck Fastige Garey Pollock Jason D'Andrea Kate Gregory Jack McHugh Denise Martin Charles Miller Gregory Sawyer, Sr.

Shannah Wickers Mike Aycock

Robert P. Hocwat. Thomas M. Futrell, Jr.

CALL TO ORDER

The May 13, 2010 meeting of the North Carolina Alarm Systems Licensing Board was called to order by Chairman Smith at 9:00 a.m.

In accordance with the State Ethics Law, Attorney Charles McDarris read the following information. "It is the duty of every Board member to avoid both conflicts of interest and appearances of conflict. If any member has any known conflict of interest or appearance of conflict with respect to any matters coming to this Board today, please identify the conflict or appearance of conflict and refrain from any deliberation and vote in that particular matter."

Mr. Smith welcomed all guests.

MR. LEE MADE A MOTION TO APPROVE THE MINUTES OF THE MARCH 25, 2010 BOARD MEETING. SECONDED BY MR. DONALDSON. MOTION CARRIED.

MR. HOGGARD MADE A MOTION TO APPROVE THE SCREENING COMMITTEE REPORT AS PRESENTED. SECONDED BY MR. PHILLIPS. MOTION CARRIED.

MR. HOGGARD MADE A MOTION TO APPROVE THE REGISTRATION REPORT AS PRESENTED. SECONDED BY MR. LEE. MOTION CARRIED.

Mr. Smith reported that he and Mr. Phillips met as the Grievance Committee on May 12, 2010 from 1:05 p.m. until 4:15 p.m. The following individuals were present: Mr. Jerry Creech, Mr. Bill Wrenn, Mr. Ed Williamson, Mr. Jeremy Parker, Mr. Allen Russ, Mr. Pat Olsen, Mr. Charles Miller, Mr. Doug Bassett, Ms. Gina Wagner, Mr. Jerry Harmon, Mr. Chad Sisk, Mr. Reid Fountain, Ms. Ina Staris, Mr. Tom N. Stanley, Mr. Rick Matthews, Mr Glenn Schroeder, and Mr. Gary Hinton.

MR. HOGGARD MADE A MOTION TO APPROVE THE GRIEVANCE COMMITTEE REPORTWITH THE EXCEPTION OF CASENUMBERS 2009-ASL-068, 2009-ASL-067 AND 2010-ASL-014. SECONDED BY MR. LEE. MOTION CARRIED.

MR. HOGGARD MADE A MOTION TO APPROVE CASE NUMBERS 2009-ASL-068, 2009-ASL-067, AND 2010-ASL-014. MR. MCCLELLAN RECUSED HIMSELF FROM VOTING ON THESE CASES. SECONDED BY MR. PHILLIPS. MOTION CARRIED.

Mr. McDarris removed himself as counsel to the Board to present the following final agency decisions:

JAY TRUEBLOOD - 10 DOJ 0534. This case was heard by Administrative Law Judge Joe Webster on February 23, 2010. The issue before the Judge was the denial of an alarm registration permit for lack of good moral character and temperate habits. Mr. Trueblood was present along with his mother, Mrs. Beverly Trueblood.

MR. HOGGARD MADE A MOTION TO APPROVE THE REGISTRATION PERMIT FOR MR. TRUEBLOOD. SECONDED BY MR. DONALDSON. MOTION CARRIED.

ALLEN LEROY CAVE, JR. - 09 DOJ 3835. This case was heard by Administrative Law Judge Eugene J. Cella on October 27, 2009. The issue before the Judge was the denial of an alarm registration permit for lack of good moral character and temperate habits. Mr. Cave was present along with his employer, Mr. Greg Sawyer and Mrs. Robin Sawyer.

MR. PHILLIPS MADE A MOTION TO APPROVE THE REGISTRATION PERMIT FOR MR. CAVE. SECONDED BY MR. DONALDSON. MOTION CARRIED.

SPECIAL REPORTS AND PRESENTATIONS

Mr. Smith presented the Continuing Education Sub-committee report.

- 1. Understanding Alarm Signals The committee recommends approval of 6 CEU's for this course.
- 2. Troubleshooting, Service & Maintenance The committee recommends approval of 6 CEU's for this course.
- 3. Video System Technologies The committee recommends approval of 6 CEU's for this course.
- 4. Advanced Burglar Alarm Technician The committee recommends approval of 6 CEU's for this course.
- 5. Video Security Systems (CCTV) Essentials The committee recommends approval of 6 CEU's for this course.
- 6. Introduction of Network Security Cameras-Online The committee recommends approval of 3 CEU's for this course.

UNFINISHED BUSINESS

None

OLD BUSINESS

Mr. Hoggard reported on the by-laws that had been prepared for the members to review. Mr. Hoggard stated that he, Mr. Brown and Mr. Lee met as a committee to draft a preliminary set of by-laws for the Board.

MR. HOGGARD MADE A MOTION TO APPROVE THE BY-LAWS AS PRESENTED AND HAVE THE ATTORNEY TO REVIEW IT AND MAKE ANY CHANGES HE DEEMS APPROPRIATE. SECONDED BY MR. PHILLIPS. MOTION CARRIED.

Mr. McDarris will review the by-laws and report back at the next meeting.

At the May 2010 meeting an individual had requested the Board to advise whether or not an alarm license was required to pull wires to an alarm system. Mr. Bonapart stated that at the September 2008 Board Meeting the following motion was made:

MR. HOGGARD MADE A MOTION TO CONFIRM THAT MR. KEVIN SHAW WOULD BE REQUIRED TO OBTAIN A LICENSE PRIOR TO PULLING THE CCTV CABLE. SECONDED BY MR. PHIILIPS. MOTION CARRIED.

MR. HOGGARD REAFFIRMS THAT A LICENSE IS REQUIRED TO PULL CCTV CABLE. SECONDED BY MR. PHILLIPS. MOTION CARRIED.

BREAK: 10:15 a.m. RECONVENED: 10:30 p.m.

NEW BUSINESS

Mr. Bonapart presented the Board with proposed meeting dates for 2011. The meeting dates are as follows:

January 26th and 27th, 2011 - Raleigh, NC March 16th and 17th, 2011- Raleigh, NC May 18th and 19th, 2011 - Raleigh, NC July 20th and 21st, 2011 - Raleigh, NC September 21st and 22nd, 2011 - Raleigh, NC November 16th and 17th, 2011 - Raleigh, NC

MR. PHILLIPS MADE A MOTION TO APPROVE THE PROPOSED MEETING DATES AS PRESENTED. SECONDED BY MR. DONALDSON. MOTION CARRIED.

DIRECTOR'S REPORT

Mr. Bonapart presented the written report and advised as of March 31, 2010, the combined budget balance was \$333,624.96. The Education Fund balance was \$39,474.99. As of May 10, 2010, the Board has 908 licensees and 4,609 registrants.

Mr. Bonapart reported that there had been some discussion through the Department of Justice that they should use their own staff attorney for the Boards instead of hiring private counsel. Both the PPS Board and Alarm Board agreed to retain private counsel.

MR. SMITH MADE A MOTION TO RETAIN OUTSIDE LEGAL COUNSEL. SECONDED BY MR. HOGGARD. MOTION CARRIED.

Mr. Bonapart reported that PPS Investigator Lisa Britton has accepted a position with the SBI. He further stated that the position of the training investigator has been opened.

Mr. Bonapart stated that Mr. Wright is looking into a new phone system to relieve the receptionist to be able to conduct other duties.

MR. LEEMADE A MOTION TO APPROVE THE DIRECTOR'S REPORT AS PRESENTED. SECONDED BY MR. DONALDSON. MOTION CARRIED.

ATTORNEY'S REPORT

Mr. McDarris reported on the following consent agreements:

- 1. Chee Ho Thi/Cyberock Inc \$1428.00 paid in full.
- 2. Scott R. Benton/Lake Royale \$489.60 paid in full.
- 3. Granger L. Marley/Citadel Locksmiths Inc \$163.20 paid in full.
- 4. Jon A. Felton/New Wave Systems Inc \$3916.80 paid in full.
- 5. Ralph W. Gregory/Security Force Inc \$6038.40 paid in full.
- 6. Timothy Bullock/Electronic Technologies Corp. \$163.20 paid in full.
- 7. Frederick Jones/Sunbelt Security Systems Inc \$816.00 paid in full.
- 8. Cornelius Williams/AFA Southeast, Inc \$6038.30 paid in full.

The list of administrative hearings were given to the Board.

RULES

- 1. 12 NCAC 11 .0302 late renewal fee of \$20.00 was approved by the RRC in April.
- 2. 12 NCAC 11 .0204 license renewal for military personnel is in process.

- 3. 12 NCAC 11 .0306 registration renewal for military personnel is in process.
- 4. 12 NCAC 11 .0503 rule to address online courses is in process.
- 5. 12 NCAC 11 .0106 rule to limit use of unlicensed activity as basis of experience requirements is in the public comment stage and will be before the Board in July for adoption.

MISCELLANEOUS

1. The request for proposal for a third party vendor to supply criminal record checks is in process and in final stages.

The Board discussed the Equifax draft rule. The Board suggested that the credit check should not be narrowed down to just one company in case the company goes out of business or is bought out by another company, then the Board would need to do another rule revising the company name.

Mr. McDarris will review other options and bring the rule back at the next meeting.

Mr. McDarris presented the Board with his yearly contract.

MR. SMITH MADE A MOTION TO APPROVE THE ATTORNEY'S CONTRACT AS PRESENTED. SECONDED BY MR. LEE. MOTION CARRIED.

MR. DONALDSON MADE A MOTION TO APPROVE THE ATTORNEY'S REPORT. SECONDED BY MR. LEE. MOTION CARRIED.

This meeting was the last one for Board Member Doc Hoggard. He also has the highest respect for him as a director and also serving on the Board. Mr. Smith and the other members thanked Mr. Hoggard for all that he has done for the industry. Mr. Hoggard thanked everyone and stated he will miss serving on the Board.

GOOD OF THE ORDER

MR. DONALDSON MADE A MOTION TO ADJOURN. SECONDED BY MR. LEE. MOTION CARRIED.

Meeting Adjourned: 11:00 a.m.		
	Terry Wright Director	
	Birector	

Nan Williams Reporter